

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

DANIELLE SIMPSON,

Petitioner,

V.

NATHANIEL QUARTERMAN, Director,
Texas Department of Criminal
Justice, Institutional Division,

Respondent.

Civil Action No. 1:04-CV-485

PETITIONER'S FIRST WITNESS LIST

TO THE HONORABLE U.S. DISTRICT COURT:

COMES NOW PETITIONER, DANIELLE SIMPSON, by and through his attorney of record, and designates the following witnesses:

Witnesses by Danielle Simpson

Joan Mayfield, Ph.D.

Professor of pediatric
neuropsychology at the
children's section of the
Baylor College of Medicine
in Dallas

Ms. Toni Knox

Adaptive behavior
investigator

Brenda Simpson

Mother of Simpson

We will also submit her 2000 trial transcript as an exhibit.

James Bolton	Father of Simpson	We will also submit his 2000 trial transcript as an exhibit.
LaTonya Simpson	Sister of Danielle Simpson	
Tangela Bolton	Sister of Danielle Simpson	We will also submit her 2000 trial transcript as an exhibit.
Kenya Simpson	Sister of Simpson	We will also submit her 2000 trial transcript as an exhibit.
Dwayne Simpson	Cousin of Simpson	
Gerald McKinley	Acquaintance of Simpson	
Rosa Huffman	Teacher at Westwood Junior High	
Dr. Paul Andrews	Tyler psychologist	He will not testify live. His testimony from Simpson's 2000 trial will be introduced. Alternatively, he will be called as a witness if the Court denies Simpson's application for authorization of experts, but authorizes funding for this expert.

Dr. Merrill Wise	Pediatric neurologist, and formerly instructor at the Baylor College of Medicine. He now works in Atlanta.	He will not testify live. His testimony from Simpson's 2000 trial will be introduced. Alternatively, he will be called as a witness if the Court denies Simpson's application for authorization of experts, but authorizes funding for this expert.
Dr. Barry Mills	Chief psychiatrist for the Maximum Security Program Behavior Management Program at Vernon State Hospital	He will not testify live. His testimony from Simpson's 2000 trial will be introduced. Alternatively, he will be called as a witness if the Court denies Simpson's application for authorization of experts, but authorizes funding for this expert.
Dr. Wendell Dickerson	Psychologist, Bryan, Texas	He has retired. He will not testify live. His affidavit and examination report will be introduced.
Neuro Radiologist	Unknown at present.	It will be necessary to obtain appointment of a neuro radiologist to examine Simpson's MRIs for purpose providing a report to Dr. Mayfield explaining the nature and extent of Simpson's brain damage. This expert will not need to testify live.

Respectfully submitted this 8 day of November 2008,

/s/ James W. Volberding

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Appointed Counsel for Danielle Simpson

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this pleading has been delivered this 8 day of November 2008 to:

Mr. Georgette Oden
Office of the Attorney General
Capital Litigation Division
P.O. Box 12548, Capitol Station
Austin, TX 78711-2548
(512) 936-1600 (voice)
(512) 320-8132 (fax)

Counsel for the Respondent

by the following means:

_____ By U.S. Postal Service Certified Mail, R.R.R.
_____ By First Class U.S. Mail
_____ By Special Courier _____
_____ By Hand Delivery
_____ By Fax before 5 p.m.,
_____ By Fax after 5 p.m.
X By email before 5 p.m.

/s/ James W. Volberding

JAMES W. VOLBERDING